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10 Attorneys for Plaintiff  
11 United States of America  
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14 IN THE UNITED STATES DISTRICT COURT  
15 EASTERN DISTRICT OF CALIFORNIA  
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17 UNITED STATES OF AMERICA,  
18 Plaintiff,  
19 v.  
20 LUIS ENRIQUE VASQUEZ-LOPEZ,  
21 Defendant.  
22

23 CASE NO. 2:23-CR-00135-WBS  
24 STIPULATION REGARDING EXCLUDABLE  
25 TIME PERIODS UNDER SPEEDY TRIAL ACT;  
26 FINDINGS AND ORDER  
27 DATE: August 14, 2023  
28 TIME: 9:00 a.m.  
COURT: Hon. William B. Shubb

1 STIPULATION  
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3 Plaintiff United States of America, by and through its counsel of record, and defendant, by and  
4 through defendant's counsel of record, hereby stipulate as follows:

5 1. By previous order, this matter was set for status on August 14, 2023.

6 2. By this stipulation, defendant now moves to continue the status conference until  
7 November 13, 2023, and to exclude time between August 14, 2023, and November 13, 2023, under  
8 Local Code T4.

9 3. The parties agree and stipulate, and request that the Court find the following:

10 a) The government has represented that the discovery associated with this case  
11 includes investigative reports and related documents and photographs. All of this discovery has  
12 been either produced directly to counsel and/or made available for inspection and copying.

13 b) Counsel for the government has indicated that further discovery is forthcoming.

1 Some of this discovery, including audio and video recordings, will be provided pursuant to a  
2 protective order. Other discovery, including additional reports and drug lab analyses, will be  
3 produced forthwith.

4 c) Counsel for defendant desires additional time to review the discovery, consult  
5 with his client, review the current charges, conduct investigation and research related to the  
6 charges, and otherwise prepare for trial.

7 d) Counsel for defendant believes that failure to grant the above-requested  
8 continuance would deny him the reasonable time necessary for effective preparation, taking into  
9 account the exercise of due diligence.

10 e) The government does not object to the continuance.

11 f) Based on the above-stated findings, the ends of justice served by continuing the  
12 case as requested outweigh the interest of the public and the defendant in a trial within the  
13 original date prescribed by the Speedy Trial Act.

14 g) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,  
15 et seq., within which trial must commence, the time period of August 14, 2023 to November 13,  
16 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code  
17 T4] because it results from a continuance granted by the Court at defendant's request on the basis  
18 of the Court's finding that the ends of justice served by taking such action outweigh the best  
19 interest of the public and the defendant in a speedy trial.

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1       4. Nothing in this stipulation and order shall preclude a finding that other provisions of the  
2 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial  
3 must commence.

4       IT IS SO STIPULATED.

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6 Dated: August 7, 2023

PHILLIP A. TALBERT  
United States Attorney

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8 /s/ ALSTYN BENNETT  
9 ALSTYN BENNETT  
10 Assistant United States Attorney

11 Dated: August 7, 2023

12       \_\_\_\_\_  
13 /s/ JESSE I. SANTANA  
14 JESSE I. SANTANA  
Counsel for Defendant  
LUIS ENRIQUE VASQUEZ-  
LOPEZ

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16  
17       **ORDER**

18       IT IS SO FOUND AND ORDERED.

19 Dated: August 7, 2023

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21 WILLIAM B. SHUBB  
UNITED STATES DISTRICT JUDGE